

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF ARIZONA

United States of American,

Plaintiff,

vs.

David Allen Harbour,

Defendant.

No. CR-19-00898-001-PHX-DLR

ORDER

Upon application of Defendant and for good cause shown therein:

IT IS ORDERED that:

PAIF, LJP Consulting LLC, and Phillip N. Burgess (“Witnesses”) shall within 72 hours of the issuance of this Order simultaneously provide to the Parties the following documents in each Witnesses’ possession and identified in Exhibit A to each subpoena previously served on each Witness:

1. Green Circle’s accounting ledgers, quick books, bank statements, signature cards, checks and wire transfers for the time frame of June 2015 through the end of August 2015.
2. Green Circle’s financial statements, including profit and loss statements, balance sheets and income statements for the time frame of June 2015 through the end of August 2017.

1 3. The items requested in this category are covered by the preceding
2 categories.

3 4. The items requested in this category are covered by the preceding
4 categories.

5 5. PAIF's financial statements for the time frame of June 2015 through
6 July 2017.

7 6. Contemporaneous electronic, written or otherwise recorded
8 communications between Alonzo Primus, Green Circle Officers, Mr.
9 Burgess and Robert Farrell relating to the borrowing base calculation
 and the \$1.1 million transfer.

10 Notwithstanding the mandatory requirements set-forth above, it shall be deemed
11 sufficient compliance with this Order for the Witnesses, each and all, to provide a
12 Declaration sworn under the penalties of perjury that avers that there is not now, nor has
13 there ever been a borrowing base calculation between Green Circle or Oak Tree and the
14 Witness or any entity associated with any Witness that purported to support the \$1.1
15 million transfer that occurred on or about August 11, 2015, as alleged in the superseding
16 Indictment, Dkt. No. 154.

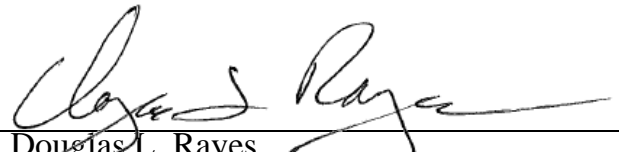
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18 In the event that the Witnesses fail to comply with the terms of this Order within
19 72 hours of its issuance, the Witnesses are, each and all, ordered to show good cause, if
20 any they have, as to why they should not be held in contempt of Court and why they
21 should not face the imposition of coercive sanctions as a result of their defiance of the
22 Court's Order.
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1 Any pleading seeking to show why the Witnesses should not be held in contempt
2 of Court must be filed by March 15, 2022.

3 Dated this 25th day of February, 2022.

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8 Douglas L. Rayes
9 United States District Judge
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